

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
:  
AMAURY URENA,  
:  
:  
Plaintiff  
:  
24-CV-01880 (JAV)  
:  
-v-  
:  
ORDER  
:  
The City of New York, et al.,  
:  
:  
Defendants.  
:  
-----X

JEANNETTE A. VARGAS, United States District Judge:

On May 16, 2025, Defendants filed a motion to dismiss the complaint under Rule 12(b) of the Federal Rules of Civil Procedure. Under Rule 15(a)(1)(B), a plaintiff has twenty-one (21) days after the service of a motion under Rule 12(b) to amend the complaint once as a matter of course.


Accordingly, it is hereby ORDERED that, Plaintiff shall file any amended complaint by **June 19, 2025**. Plaintiff is not required to file an amended complaint, but is on notice that they may not be given any further opportunity to amend the complaint to address issues raised by the motion to dismiss.

If Plaintiff does amend, by three (3) weeks after the amended complaint is filed, Defendants shall: (1) file an answer; (2) file a new motion to dismiss; or (3) file a letter on ECF stating that they rely on the previously filed motion to dismiss. If Defendants file an answer or a new motion to dismiss, the Court will deny the previously filed motion to dismiss as moot. If Defendants file a new motion to dismiss or indicate that they rely on their previously filed motion to dismiss, any opposition shall be filed by three (3) weeks after the new motion to dismiss if filed, and any reply shall be filed within one (1) week of any opposition.

If no amended complaint is filed, Plaintiff shall file any opposition to the motion to dismiss by **June 19, 2025**, and Defendant shall file any reply by **June 26, 2025**.

SO ORDERED.

Dated: May 29, 2025  
New York, New York

  
\_\_\_\_\_  
JEANNETTE A. VARGAS  
United States District Judge